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FACSIMILE TRANSMISSION

June 21, 2005

[50220-1162]

TO
USPTO
Attn: Examiner Peter A. Szekely

FROM
Cynthia J. Lee, Esq.

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RE: U.S. Patent Application
Serial No.: 10/649,595; Filed: August 26, 2003
Title: Antimicrobial Compositions Containing Colloids of Oligodynamic Metals
Our Ref.: 50220-1162

Number of Pages (Including This Cover Sheet): - [6] - Page(s)
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/649,595
		Filing Date	August 26, 2003
		First Named Inventor	Richard N. Terry
		Art Unit	1714
Total Number of Pages in This Transmission	5	Examiner Name	Szekely, Peter A.
		Attorney Docket Number	50220-1162

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (Please Identify Below): Certificate Establishing Right of Assignee to Take Action
Remarks: The Commissioner is authorized to charge any fees that may be required by these papers, and to credit any overpayment to Deposit Account No. 20-0778 in the name of Thomas, Kayden, Horstemeyer & Risley LLP.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Cynthia J. Lee, Reg. No. 46,033 Thomas, Kayden, Horstemeyer & Risley, L.L.P. 100 Galleria Parkway, Suite 1750 Atlanta, Georgia 30338-5048 Tel. (770) 933-9500 Fax (770) 951-0833 Customer No. 24604
Signature	<i>Cynthia J. Lee</i>
Date	June 21, 2005

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (703) 872-9306 on this date: June 21, 2005		
Typed or printed	Jennifer Pomonis	
Signature	<i>J. Pomonis</i>	Date 6/21/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 1.22 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Richard N. Terry
Application Serial No.: 10/649,595
Filed: August 26, 2003
For: Antimicrobial Compositions Containing Colloids of Oligodynamic Metals
Patent No.: To be assigned
Issue Date: To be assigned

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Commissioner for Patents
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POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST
(REVOCATION OF PRIOR POWERS)

As assignee of record of the entire interest of the above-identified:

☒ application,
☐ patent

REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

I/we hereby appoint all of the following attorneys and agents of Thomas, Kayden, Horstemeyer & Risley, LLP, who are listed under the USPTO Customer Number shown below as my/our attorneys and agents to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys and agents listed under that Customer Number may be changed from time to time at the sole discretion of Thomas, Kayden, Horstemeyer & Risley, LLP, and request that all correspondence be addressed to the address filed under the same USPTO Customer Number.

24504

Direct correspondence and telephone calls to:

David R. Risley, Esq.
THOMAS, KAYDEN, HORSTEMEYER & RISLEY, L.L.P.
100 Galleria Parkway, Suite 1750
Atlanta, Georgia 30339
770-933-9500

ASSIGNEE OF ENTIRE INTEREST

C. R. BARD, INC.
730 Central Avenue
Murray Hill, New Jersey 07974

ASSIGNEE CERTIFICATION

The certification under 37 C.F.R. §3.73(b) establishing the right of assignee to take action is attached hereto along with documentation evidencing same.



Jean F. Miller
Assistant Corporate Secretary

Date: June 7, 2005

Docket No.: 050220-1162

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Richard N. Terry
Application Serial No.: 10/649,595
Filed: August 26, 2003
For: Antimicrobial Compositions Containing Colloids of Oligodynamic Metals
Patent No.: To be assigned
Issue Date: To be assigned

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**CERTIFICATE UNDER 37 C.F.R. §3.73(b)
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

1. The assignee of the entire right, title and interest hereby seeks to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. The assignee of this matter is:

C. R. BARD, INC.
730 Central Avenue
Murray Hill, New Jersey 07974

PERSON AUTHORIZED TO SIGN

3. Jean F. Miller
Assistant Corporate Secretary

4. A chain of title from the inventor(s) to the current assignee is shown below:

a. From: Richard N. Terry
To: C. R. Bard, Inc.
Recorded in PTO: Reel: 014957 Frame: 0326

DECLARATIONS

5. I, the undersigned, have reviewed all the documents in the chain of title of the



application
patent

matter identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

6. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

7. I, the person signing below, aver that I am empowered to sign this statement on behalf of the assignee.


Cynthia J. Lee, Reg. No. 46,033

Tel. No. 770-933-9500
Customer No.: 24504

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**
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Docket No. 050220-1162